IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:-

THE HONOURABLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

THURSDAY, THE 16TH AUGUST 2007 / 25TH SRAVANA 1929

O.P.No.17844 of 2002(Y)

PETITIONERS:-

1. MOHAMED ALI, "NASI", THANA, KANNUR-670 012.

2. NASEEMA V., DO. DO.

3. NABEEL ALI. V., DO. DO.

4. ABDUL MAJEED V.N., DO. DO.

5. BASHEER. V.N., ZAINA'S, NEAR FEE BOOTH,
P.O. VALAPATANAM, KANNUR DISTRICT.

6. NIMAR ALI, "NASI", THANA, KANNUR - 670 012.

BY ADV. SRI.K.P.DANDAPANI (SR.)

RESPONDENTS:-

1. STATE OF KERALA,
REPRESENTED BY CHIEF SECRETARY TO GOVERNMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS (WILD LIFE),
OFFICE OF THE CHIEF CONSERVATOR OF FORESTS,
THIRUVANANTHAPURAM.

3. THE DIVISIONAL FOREST OFFICER, WYNAD.

4. THE SUB INSPECTOR OF POLICE,
TALAPOYA POLIE STATION, MANANTHAVADY.

5. THE DEPUTY RANGER, VARAYAL POLICE STATION, MANANTHAVADY.

BY SPECIAL GOVERNMENT PLEADER SRI.C.T.RAVIKUMAR.

THIS ORIGINAL PETITION HAVING COME UP FOR FINAL HEARING ON 16/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:-

H.L.Dattu, C.J. & K.T.Sankaran, J.

O.P.No.17844 of 2002-Y

Dated, this the 16th day of August, 2007

JUDGMENT

H.L.Dattu, C.J.

What is questioned by the petitioners in the Original Petition is the Kerala Forest (Vesting and Management of Ecologically Fragile Lands) Ordinance, 2001. The Ordinance has now been replaced by the Act. Therefore, the Original Petition is disposed of as having become unnecessary. However, liberty is reserved to the petitioners, if they so desire, to question the Act before the appropriate forum.

Ordered accordingly.

H.L.Dattu
Chief Justice

K.T.Sankaran
Judge

vku/-